

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE

IN RE: EMPLOYMENT  
DISCRIMINATION LITIGATION  
AGAINST THE STATE OF  
ALABAMA, et al.,

EUGENE CRUM, JR., et al.,

Plaintiffs,

**v.**

STATE OF ALABAMA, et al.,

**Defendants .**

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2:07cv462-M  
CIVIL ACTION NO.  
2:94cv356-MHT

## ORDER

It is ORDERED as follows:

- (1) The motion to intervene (Doc. No. 447) is granted.
- (2) Any related complaint-in-intervention is converted to a separate lawsuit.
- (3) The clerk of the court is to set up a separate lawsuit and file for the complaint-in-intervention. Counsel for the intervenor and

the defendants are to let the clerk of the court know forthwith what filings she needs to include in this separate lawsuit.

The court believes that any related complaint-in-intervention should proceed as a separate lawsuit.

DONE, this the 22nd day of May, 2007.

/s/ Myron H. Thompson  
UNITED STATES DISTRICT JUDGE

**FILED**  
JUN 21 2001

2001 JUN 21 P 2:27

IN RE: EMPLOYMENT DISCRIMINATION  
LITIGATION AGAINST THE STATE OF  
ALABAMA, et al.:

EUGENE CRUM, JR., et al.,

Plaintiffs,

v.

STATE OF ALABAMA, et al.,

Defendants.

MARIE WILSON,

Plaintiff-Intervenor,

v.

STATE OF ALABAMA, GOVERNOR DON  
SEIGELMAN, STATE OF ALABAMA  
PERSONNEL DEPARTMENT, STATE OF  
ALABAMA DEPARTMENT OF ECONOMIC  
AND COMMUNITY AFFAIRS, NICK D.  
BAILEY, ACTING DIRECTOR

Defendants.

CLERK  
U. S. DISTRICT COURT  
MIDDLE DIST. OF ALA.

2:07cv462-MHT  
CIVIL ACTION NO.:  
CV-94-T-356-N

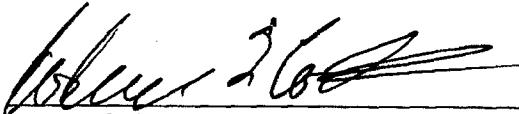
**MOTION TO INTERVENE**

COMES NOW THE applicant, Marie Wilson, pursuant to Rule 24(b) of the Federal Rules of Civil Procedure, and applies to this Court for permission to intervene as a party plaintiff in the above-entitled case. As grounds for this Motion, the applicant would show unto the Court as follows:

1. This Motion is timely based upon the following factors:
  - (a) Length of Time Applicant Has Known Of Her Interest. The plaintiff-intervenor received her right-to-sue letter from the EEOC and Justice Department dated March 26, 2001. Plaintiff-Intervenor has filed this motion within ninety (90) days of the issuance of her right-to-sue letter. Based on these facts, it should be held that there has been no undue delay on the part of the applicant seeking intervention into this lawsuit.
  - (b) Prejudice to Parties from Failure to Move Sooner. The parties will not be unduly prejudiced by the intervention sought herein.
  - (c) Prejudice to Applicant if Intervention is Denied. Applicant will be unduly prejudiced by the necessity of maintaining an individual, separate lawsuit involving complex issues and costly experts, which will be duplicative of the present case.
  - (d) Unusual Circumstances. The circumstances of the case militate in favor of intervention as it will prevent duplicative and expensive discovery and the retrial of identical issues.
2. A copy of this Motion is being served upon all parties through their respective counsel.
3. The applicant's claims and the claims of the named plaintiffs, plaintiff-intervenors and the putative class in the case at bar involve common questions of law and fact.
4. This Motion is accompanied by applicant's complaint-in-intervention, which is attached hereto.
5. Intervention will not unduly delay or prejudice the adjudication of the rights of the original parties.

**WHEREFORE,** Premises Considered, applicant respectfully moves this Court to permit her intervention into the instant legal action as a party plaintiff.

Respectfully submitted,



Rocco Calamusa, Jr.  
Roderick T. Cooks  
Counsel for the Plaintiff-Intervenor  
and Plaintiff Class

**OF COUNSEL:**

GORDON, SILBERMAN, WIGGINS & CHILDS, P.C.  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been served, either by hand delivery or by placing same in the United States Mail, properly addressed and first class postage prepaid, on this the 21th day of June, 2001, on the following:

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A handwritten signature in black ink, appearing to read 'Andrew P. Campbell', written over a horizontal line.

OF COUNSEL